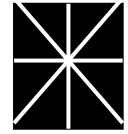


RES IPSA LOQUITUR

Faculty News



Chapman University School of Law
Faculty Update

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SPRING EDITION

2013

MICHAEL BAZYLER presented “*Lawyers as Perpetrators of Genocide; Lawyers as Resisters to Genocide; Lawyers as Bystanders to Genocide,*” at the Genocide Prevention Conference at the University of Southern California.

TOM BELL published *Five Reforms for Copyright* in COPYRIGHT UNBALANCED: FROM INCENTIVE TO EXCESS; *Principles of Contracts for Governing Services* in GRIFFITH LAW REVIEW; *No Exit: Are Honduran Free Cities DOA?* in THE FREEMAN; and, *Tom W. Bell on Laws of Creation* in the ANTITRUST AND COMPETITION POLICY BLOG.

Tom presented “*Five Reforms for Copyright*” at the Cato Institute in Washington, D.C. and the Institute for Humane Studies in Arlington, Virginia; “*The Origins and Nature of Law*” at the Students for Liberty Regional Conference at Pepperdine University; “*Living Lives that Respect Liberty*” at the Students for Liberty Northwestern Regional Conference at the University of Washington, Seattle; “*What Can Democracy Learn from Corporate Law?*” at Chapman University School of Law; and, “*Old States v. New Cities: Who Will Win?*” at Libertopia in San Diego.

Tom discussed “*A Bet or a Prediction? Intrade’s Purpose Is Debated*” on “All Things Considered” on National Public Radio.

DANIEL BOGART published the 19th, 20th and 21st releases of the treatise FRIEDMAN ON LEASES.

Danny presented “Big Deals in Court” at Commercial Real Estate Financing 2012, as part of a Practising Law Institute program on commercial real estate financing in Chicago, Illinois.

TOM CAMPBELL published both *California Can Care for Its Uninsured* and *Better than the Buffet Rule* in the LOS ANGELES TIMES.

Tom presented “*Severability of Statutes—Applications to the Challenge to Pres. Obama’s Health Care Plan*”; “*Congress and the President: Dividing the Power of War*” for the Pacific Club: Distinguished Speakers Committee; “*How Does Congress and California Legislature Operate on a Personal Basis*” at the University Synagogue in Irvine; “*Leadership in Government: Why Consensus Has Broken Down, and What Can Be Done to Fix It*” at the OC Leadership Conference; “*Perspectives on Economic Recovery*” for the UCLA Anderson School of Business & Economic Forecast; “*Getting to Successful Collaboration in Government and Political Context*” for the Orange County Bar Association; “*The Political Process, Why It’s Broken Down, and What We Can Do to Fix It*” for the Riverside Bar Association; and, “*What’s Wrong With the Political System and What Can We Do to Fix It*” for the

Orange County Stanford Law School Alumni Chapter. Tom also participated in a Dialogue, “*Why Be Just*,” with Prof. Elie Wiesel at Chapman University.

Tom was a panelist at the American Academy of Arts and Sciences Commission on the Humanities and Social Sciences Conference in Washington, D.C.; and, “*The State of California’s Role in U.S. Foreign Policy*” at the Council of Foreign Relations in Los Angeles.

Tom also moderated the Gibson Dunn & Crutcher and BRG Conference on Enforcement of Foreign Judgments in San Francisco.

MARISA S. CIANCIARULO published *The “Arizonification” of Immigration Law: Implications of Chamber of Commerce v. Whiting for State and Local Immigration Legislation* in the HARVARD LATINO LAW REVIEW.

Marisa presented “*The “Arizonification” of Immigration Law*” at the Public Sociology Conference on Faceless Latino/a Immigrants at Chapman University; and, “*Labor Trafficking in the United States: The Global Horizons Case*” at the Whittier Law Review Symposium on Human Trafficking.

Marisa was elected co-chair of the AALS Section on Clinical Legal Education, and co-organized the Chapman Emerging Scholars Conference with the College of Educational Studies.

BOBBY DEXTER presented at the Critical Perspectives in Tax Policy Workshop at University of Washington School of Law; Law and Society Annual Meeting in Honolulu, Hawaii; and Critical Tax Conference at Seton Hall University School of Law in Newark, New Jersey.

FRANK DOTI presented “*Impact of the Fiscal Cliff Tax Law Changes on Charitable*

Giving” at the Chapman University Advancement Committee.

JOHN EASTMAN published *From Plyler to Arizona: Have the Courts Forgotten About Corfield v. Coryell?* in the UNIVERSITY OF CHICAGO LAW REVIEW; and *Hidden Gems in the Historical 2011-2012 Term, and Beyond* in the CHARLESTON LAW REVIEW. John also published 2012 SUPPLEMENT TO AMERICAN CONSTITUTIONAL ORDER: HISTORY, CASES, AND PHILOSOPHY (LexisNexis).

He was a presenter at the John Marshall Fellows Seminar in Newport Beach; and the Immigration Law & Institutional Design Conference at the University of Chicago Institute for Law & Economics. He also presented “*Threats to the Rule of Law*” at the Heritage Foundation Annual Leadership Conference in San Diego; and, “*Conference on the Natural Law*” at the James Wilson Fellows Program for Amherst College and the Claremont Institute in Washington, D.C.

John was named Lawyer of the Year by the Federalist Society, Los Angeles Lawyers Chapter and was featured as a “Super Professor” at FACULTYROW.COM.

DONALD KOCHAN published *A Legal Overview of H.B. 148—Utah’s Transfer of Public Lands Act*, a Federalist Society for Law & Public Policy Studies White Paper.

Donald presented “*The Law and Economics of Corporate Social Responsibility*” at the Hamline University School of Law Federalist Society in St. Paul, Minnesota; “*The Alien Tort Statute, Kiobel, and the Perils and Illegitimacy of Creating Corporate Liability in International Law*” at the Federalist Society Student Chapter at the University of Arizona School of Law; “*Proposition 8, Constitutional Law v. Policy, and Same Sex Marriage in an Anti-Interference Perspective on Equality*” at Benjamin N. Cardozo School of Law, University of California-Davis School of Law, California Western School of

Law, and University of California Irvine School of Law. He also presented on *Kiobel v. Royal Dutch Shell Petroleum Co.*, an important forthcoming Supreme Court case addressing corporate liability for violations of international law, at Seton Hall School of Law, Rutgers-Newark School of Law, William Mitchell College of Law, Hamline University School of Law Federalist Society, Thomas M. Cooley Law School, University of Memphis, Creighton University School of Law, and Hofstra University School of Law.

Donald was also a panelist on “*Global Governance vs. National Sovereignty: Is it the West’s Next Great Ideological War?*” at the American Freedom Alliance in Los Angeles; and, he participated in a Federalist Society “teleforum” debate on “*The Future of Publicly Owned Lands.*”

ERNESTO HERNÁNDEZ-LÓPEZ presented “*Multi-Plate Entrée’ to Social Justice: Law’s Role in Access to Food in New Orleans and Beyond*” at the AALS Annual Meeting in New Orleans; “*Guantanamo*” at the Third Annual Constitutional Law Colloquium at Loyola University, Chicago School of Law; “*War and Memory: Bearing Witness to Loss in Everyday Life*” at the University of Oregon School of Law Symposium; and, “*The Migrant as Investor: Untapped Rights in NAFTA Arbitrations?*” at both the Immigration Law Teachers Workshop at Hofstra University School of Law in New York and the Law and Society Association Annual meeting in Honolulu, Hawaii, where he also moderated the panel “*Constitutionalism Addresses Poverty and Economic Inequalities.*”

Ernesto organized, moderated and presented at various panels at the Society of Law Teachers (SALT) Teaching Conference at the University of Maryland School of Law.

SCOTT HOWE published *Can California Save its Death Sentences? Will California Save the Expenses?* in the *CARDOZO LAW*

REVIEW; and, *UNDERSTANDING CAPITAL PUNISHMENT LAW* (LexisNexis).

Scott was elected as a Fellow in the American Bar Foundation.

MICHAEL B. LANG published *Thinking about Tax Malpractice* in the *ABA SECTION TAXATION NEWSQUARTERLY*.

Michael presented “*Avoiding Tax Malpractice*” at the California Tax Bar Annual Income Taxation Seminar in Costa Mesa; “*Ethical and Related Issues in Using Paralegal in a Tax or Estate Planning Practice*” at the ABA Section of Taxation in Boston, Massachusetts; “*Tax Malpractice: Issues and Avoidance*” at the BNA Tax Management Income Tax Advisory Board in New York; and, “*Tax and Estate Planning Opportunities for Law School Graduates and the Value of a Tax LLM*” at the University of Maine Law School, University of Arizona James E. Rogers College of Law, University of Nebraska College of Law and Creighton University School of Law.

Michael organized and moderated “*Avoiding Tax Malpractice*” for the ABA Section of Taxation 2012 May Meeting in Washington, D.C.; and, “*Thinking about Tax Malpractice*” for the Tax Link Live Teleconference for the ABA Section of Taxation. Michael also moderated “*The Proposed Amendments to Circular 230: How They Would Affect OPR’s Practice Standards Oversight Activity, What Additional Guidance and Requirements They Would Establish and How Practitioners Should Respond*” for the ABA Section of Taxation Midyear Meeting in Orlando, Florida.

HENRY NOYES published *The Rise of the Common Law of Federal Pleading: Iqbal, Twombly, and the Application of Judicial Experience* in the *VILLANOVA LAW REVIEW*; and, *The Persistent Problem of Purposeful Availment* in the *CONNECTICUT LAW REVIEW*.

RICHARD E. REDDING published *Likes Attract: The Sociopolitical Groupthink of Social Psychologists in 7 PERSPECTIVES ON PSYCHOLOGICAL SCIENCE*; and *When the “Shrinks” Ignore Science, Sue Them* in the SKEPTICAL INQUIRER.

SUSANNA RIPKEN presented “*Citizens United, Corporate Personhood, and Corporate Power: The Tension Between Constitutional Law and Corporate Law*” at the Citizens United v. FEC Symposium at the University of St. Thomas School of Law in Minneapolis.

RONALD ROTUNDA published PROFESSIONAL RESPONSIBILITY: A STUDENT’S GUIDE (Thomson/West); LEGAL ETHICS: THE LAWYER’S DESKBOOK ON PROFESSIONAL RESPONSIBILITY (Thomson/West); LEGAL ETHICS IN A NUTSHELL (Thomson/West); and 2013 SELECTED STANDARDS ON PROFESSIONAL RESPONSIBILITY (Foundation Press).

Ron also published *Obama Tax-raising Against JFK Precedent: Hiking Rates Will Lose Money* in the WASHINGTON TIMES; *Geithner’s “Story of Inflation”* in the ORANGE COUNTY REGISTER; *Evidence Mounts Against Justice Kagan for Recusal in ObamaCare Suit* at FOXNEWS.COM; *Kagan Should Recuse from ObamaCare Case* in the WASHINGTON EXAMINER; *Obamacare vs. Conscientious Beliefs* in the ORANGE COUNTY REGISTER; *Lessons of Watergate* in ORANGE COUNTY LAWYER; *Prosecutorial and Judicial Misconduct* in the NATIONAL LAW JOURNAL; *The Wrong Legal “Help” for NY’s Poor* in the NEW YORK POST; and, *ObamaCare Legal Battles Not Over* in the ORANGE COUNTY REGISTER.

Ron presented “*What Citizens United Teaches Us,*” at Gonzaga University; “*The Law After the Sebelius Decision*” at the University of Idaho; “*Exporting American Freedom and the Influence of the U.S. Constitution*” at a Heritage Foundation

symposium in Washington, D.C.; and, “*The Law of Ethics and Complying with Foreign Corrupt Practices Act*” at the ABA Section on Public Utility, Communications, and Transportation Law Council Group Meeting in Dana Point, California.

Additionally, Ron has become a Distinguished International Research Fellow at the World Engagement Institute.

ROBIN SLOCUM published *An Inconvenient Truth: The Need to Educate Emotionally Competent Lawyers*, in the CREIGHTON LAW REVIEW.

Robin presented “*Improving Student Well-Being While Better Preparing Students for the Practice of Law*” at the 2013 AALS Conference in New Orleans; “*Teaching Emotional Competency in the Legal Skills Classroom*” at the 2012 Western Regional Legal Writing Conference at University of Oregon; “*Building Better Lawyers Through Critical Self-Reflection*” at the Institute for Law Teaching & Learning 2012 Summer Conference at Gonzaga University School of Law; and, “*Rethinking ‘Thinking Like a Lawyer:’ Towards a New Paradigm,*” at the 2012 Bi-Annual LWI Conference in Palm Desert, California. Robin was also a panelist on “*Transformative Learning in Higher Education*” at the Law & Transformative Learning Telesummit.

VERNON SMITH published *Commodity Durability, Trader Specialization, and Market Performance* in the PROCEEDINGS NATIONAL ACADEMY OF SCIENCE; *ObamaCare’s Flawed Economic Foundations* in the WALL STREET JOURNAL; *Adam Smith on Humanomic Behavior* in the JOURNAL OF BEHAVIORAL FINANCE & ECONOMICS; and, *Underwater Recession* in the AMERICAN INTEREST: POLICY, POLITICS & CULTURE.

Vernon presented “*Balance Sheet Crisis: Causes, Consequences and Response*”

Scenarios” in Chile and at the CATO Money Conference in Washington, D.C.; and “*Humanomics of Adam Smith*” in Scotland and at the Antigua Experimental Economics Conference in Guatemala.

He was also a panelist on “50th Year of *Experimental Economics*” at the European Space Agency Conference in Tucson, Arizona.

Administrators & Law Librarians

DAVID FINLEY published updates to CALIFORNIA DISCOVERY CITATIONS (The Rutter Group/West); CALIFORNIA LAW AND MOTION AUTHORITIES (The Rutter Group/West); CALIFORNIA LAW AND MOTION MODEL FORMS (The Rutter Group/West); CALIFORNIA SUMMARY JUDGMENT AND RELATED TERMINATION MOTIONS (The Rutter Group/West); CALIFORNIA MOTIONS IN LIMINE (The Rutter Group/West); and FEDERAL MOTIONS IN LIMINE (The Rutter Group/West).

He presented “*Teaching Law and Motion Practice: Harmonizing the Debate between Skills and Doctrine*” at the Second Annual Western Regional Legal Writing Conference at the University of Oregon School of Law in Eugene, Oregon.

LORIN GEITNER published *Social Architecture and the Law* in ORANGE COUNTY LAWYER MAGAZINE.